

MARYLAND SMALL BUSINESS DEVELOPMENT FINANCING AUTHORITY

OPEN MEETING MINUTES

October 28, 2021

The regular meeting of the Maryland Small Business Development Financing Authority convened at 1:00 p.m. via teleconference only at 470-869-2200/meeting ID 428-245-6027 due to the COVID-19 pandemic.

The following were in attendance at this meeting:

Authority Members	MMG Staff
Les Hall	Randy Croxton
Gina Ramsey	Mike Howard
Laura Pasternak	Anthony Williams
Chuck Martin	Timothy Smoot
Clem Kaikis	Stanley Tucker
Sharon Pinder	Robin Harris

Attorney General's Office
Barbara Kountz, Deputy Counsel

AGENDA

MINUTES

September 23, 2021

EXTENSION

Mobtown Fermentation, LLC dba Wild Kombucha

New Request

Integrity Fedtech, LLC

The closed session of September 23, 2021, meeting was summarized. The Authority Board meeting was attended by Les Hall, Chuck Martin, Gina Ramsey, Laura Pasternak, Sharon Pinder, and Kenny Oreagba. The meeting was closed to comply with requirements of the Maryland Public Information Act so that there would not be disclosure of confidential, commercial, and financial information associated with the applicants. The meeting was closed to discuss the renewal request for Mahogany, Inc. and the new requests for Soaring Kite Books, LLC and Phenomenal, LLC. All the requests were approved.

1. Mahogany, Inc. – Renew 50% guaranty of \$1,250,000 line of credit and bonding line of \$1,500,000 with a modification to allow bonding of approved contracts other than the three contracts initially approved
2. Soaring Kite Books, LLC - \$123,500 EPIP term loan
3. Phenomenal, LLC – Approve a \$212,000 short term bridge loan to be advanced under an issued surety bond to allow payment to subcontractors

MINUTES

September 23, 2021

Action Taken: Upon motion duly made and seconded, the Authority unanimously approved the minutes with amendments.

MODIFICATION

Presenter: Anthony Williams

Applicant: Mobtown Fermentation, LLC dba Wild Kombucha

Loan Amount: 1. \$150,000 EPIP Line of Credit
2. \$134,000 EPIP Term Loan

Original Approval Date: July 22, 2021


Comments: Approval was requested for a 60-day approval extension on the Line of Credit and the Term Loan through December 21, 2021, to allow more time to settle the two facilities.

Discussion: There was limited discussion regarding the request.

Action Taken: Upon motion duly made and seconded, the Authority approved the request as presented.

The Open Meeting then closed at 1:15 p.m. upon motion made and seconded, and approved by all voting members, the meeting was closed pursuant to General Provisions Article, Section 3-305(b) (13), "to comply with a specific... statutory... requirement that prevents public disclosures about a particular proceeding or matter", that is, the Maryland Public Information Act prohibits disclosure of trade secrets, confidential commercial and confidential financial information. Chairman Les Hall signed the Presiding Officer's Written Statement for Closing a Meeting under the Open Meetings Act, which is attached to these minutes as an exhibit.

APPROVED:


Celester A. Hall
Chairman

DATE:

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- ☐ (2) To protect the privacy or reputation of individuals concerning a matter not related to public business;
- ☐ (3) To consider the acquisition of real property for a public purpose and matters directly related thereto;
- ☐ (4) To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State;
- ☐ (5) To consider the investment of public funds;
- ☐ (6) To consider the marketing of public securities;
- ☒ (7) To consult with counsel to obtain legal advice on a legal matter;
- ☐ (8) To consult with staff, consultants, or other individuals about pending or potential litigation;
- ☐ (9) To conduct collective bargaining negotiations or consider matters that relate to the negotiations;
- ☐ (10) To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (i) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans;
- ☐ (11) To prepare, administer, or grade a scholastic, licensing, or qualifying examination;
- ☐ (12) To conduct or discuss an investigative proceeding on actual or possible criminal conduct;
- ☒ (13) To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter;
- ☐ (14) Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, *if* public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

3. Disclosure of the topics to be discussed, for each citation checked above:

§3-305(b)(13) topics: Discussion and evaluation of the applications received from potential borrowers for financial assistance under programs of the Maryland Small Business Development Financing Authority, which applications include the disclosure of financial information of private individuals and confidential commercial and financial information.


§3-305(b)(7) topics: Legal advice from counsel to the Authority with respect to the applications.

4. For each topic listed in #2, disclosure of the reason for discussing it in closed session rather than in open session:

§3-305(b)(13): Financial information of private individuals is protected from disclosure under the Maryland Public Information Act (§4-336) and confidential commercial and financial information is protected from disclosure under the Maryland Public Information Act (§4-335).

§3-305(b)(7): Protection of the attorney-client privilege.

This statement is made by Celester Hall, Chair of the Maryland Small Business Development Financing Authority, Presiding Officer.


Celester Hall
Chair